

AGENDA BILL APPROVAL FORM

Agenda Subject: Resolution No. 4595		Date: April 22, 2010
Department: Public Works	Attachments: Resolution No. 4595 and Exhibit A: Local Agency Agreement	Budget Impact: \$ 0

Administrative Recommendation:

City Council adopt Resolution No. 4595.

Background Summary:

Resolution No. 4595 authorizes the Mayor to execute a Local Agency Agreement with the State to obligate federal funds in the amount of \$749,872 for the right of way acquisition phase of the M Street SE Grade Separation project. The federal funds do not require any local match.

Federal environmental approval (NEPA) has been obtained and the design is approximately half way complete. State environmental approval (SEPA) and final design is currently underway. The right of way documentation required to authorize federal funds for right of way acquisition are nearing completion and WSDOT authorization to begin the right of way phase is expected this summer. Negotiations, acquisitions, and relocations are expected to continue through 2010 into 2011. Right of way certification is anticipated in summer 2011, followed by bidding, award, and the start of construction in late 2011. Construction is anticipated to last 18 to 24 months and will include a 9 to 12 month closure of M Street SE at the railroad crossing.

The total estimated project costs are \$22.4 million. The right of way phase is anticipated to cost \$4.6 million and will be funded with federal and City funds. The construction phase is anticipated to cost \$15.4 million and will be funded using federal, state, and other funding sources.

W0503-7
04.9.1 C201A

<p>Reviewed by Council & Committees:</p> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Arts Commission <input type="checkbox"/> Airport <input type="checkbox"/> Hearing Examiner <input type="checkbox"/> Human Services <input type="checkbox"/> Park Board <input type="checkbox"/> Planning Comm. </div> <div style="width: 45%;"> <p>COUNCIL COMMITTEES:</p> <input checked="" type="checkbox"/> Finance <input type="checkbox"/> Municipal Serv. <input type="checkbox"/> Planning & CD <input checked="" type="checkbox"/> Public Works <input type="checkbox"/> Other _____ </div> </div>	<p>Reviewed by Departments & Divisions:</p> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Building <input type="checkbox"/> Cemetery <input type="checkbox"/> Finance <input type="checkbox"/> Fire <input type="checkbox"/> Legal <input checked="" type="checkbox"/> Public Works </div> <div style="width: 45%;"> <input type="checkbox"/> M&O <input type="checkbox"/> Mayor <input type="checkbox"/> Parks <input type="checkbox"/> Planning <input type="checkbox"/> Police <input type="checkbox"/> Human Resources </div> </div>
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Action:

Committee Approval: ☐ Yes ☐ No

Council Approval: ☐ Yes ☐ No

Referred to _____ Until ____/____/____

Tabled _____ Until ____/____/____

Call for Public Hearing ____/____/____

Councilmember: Wagner	Staff: Dowdy
Meeting Date: May 3, 2010	Item Number: VIII.B.3

RESOLUTION NO. 4595

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AUBURN, WASHINGTON, AUTHORIZING THE MAYOR TO EXECUTE A LOCAL AGENCY SUPPLEMENTAL AGREEMENT BETWEEN THE CITY OF AUBURN (THE CITY) AND THE WASHINGTON STATE DEPARTMENT OF TRANSPORTATION (THE STATE) RELATING TO PROJECT NO. C201A, M STREET SE GRADE SEPARATION

WHEREAS, the City desires to improve the safety, capacity, and efficiency of the crossing of M Street SE and the BNSF Stampede Pass Railway; and

WHEREAS, lowering M Street SE below the tracks and constructing a railroad bridge over the tracks will improve the safety, capacity, and efficiency of M Street SE at the crossing; and

WHEREAS, the City received a grant in the amount of \$749,872 from the 2010 Federal Appropriations Act to assist in the design of the M Street SE Grade Separation that does not require a local match; and

WHEREAS, it is in the best interest of the City to use federal monies to finance capital improvements to the street system.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF AUBURN, WASHINGTON, HEREBY RESOLVES as follows:

Section 1. The Mayor is hereby authorized to execute a Local Agency Supplemental Agreement between the City and the State for the Design Phase in the total amount of \$749,872 in substantial conformity with the agreement

attached hereto, marked as Exhibit "A" and incorporated herein by this reference. In addition, the Mayor is hereby authorized to execute any necessary supplemental agreements for all future phases of the project.

Section 2. That the Mayor is hereby authorized to implement such administrative procedures as may be necessary to carry out the directives of this legislation.

Section 3. That this Resolution shall take effect and be in full force upon passage and signatures hereon.

Dated and Signed this _____ day of _____, 2010.

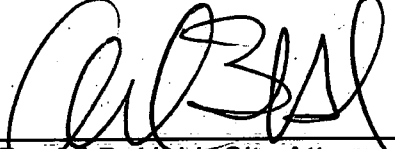
CITY OF AUBURN

PETER B. LEWIS, MAYOR

ATTEST:

Danielle E. Daskam, City Clerk

APPROVED AS TO FORM:



Daniel B. Heid, City Attorney



Local Agency Agreement Supplement

Agency City of Auburn		Supplement Number 1
Federal Aid Project Number STPD-1093(003)	Agreement Number LA6787	CFDA No. 20.205

The Local Agency desires to supplement the agreement entered into and executed on March 11, 2009.
All provisions in the basic agreement remain in effect except as expressly modified by this supplement.
The changes to the agreement are described as follows:

Project Description

Name M Street SE Grade Separation Length 1700 feet
Termini M Street SE from 8th Street SE to 3rd Street SE

Description of Work ☒ No Change

Reason for Supplement

To authorize the Right-of-way phase of the project and begin property acquisition.

Type of Work		Estimate of Funding				
		(1) PREVIOUS AGREEMENT/ SUPPLEMENT	(2) SUPPLEMENT	(3) ESTIMATED TOTAL PROJECT FUNDS	(4) ESTIMATED AGENCY FUNDS	(5) ESTIMATED FEDERAL FUNDS
P.E. 100% Federal Aid Participation Ratio for PE	a. Agency:	\$140,000		\$140,000	\$140,000	
	b. Other - Consultant	\$120,000		\$120,000		\$120,000
	c. Other - (Non Participation)	\$1,888,000		\$1,888,000	\$1,888,000	
	d. Other					
	e. Other					
	f. State	\$2,500		\$2,500		\$2,500
	g. Total PE Cost Est. (a. thru g.)	\$2,150,500	\$0	\$2,150,500	\$2,028,000	\$122,500
Right of Way 100% Federal Aid Participation Ratio for RW	h. Agency		\$30,000	\$30,000		\$30,000
	i. Other - Property Acquisition		\$447,872	\$447,872		\$447,872
	j. Other - Consultant		\$267,000	\$267,000		\$267,000
	k. Other - (Non Participation)		\$3,720,128	\$3,720,128	\$3,720,128	
	l. Other -					
	m. Other -					
	n. State		\$5,000	\$5,000		\$5,000
	o/ Total R/W Cost Est. (h. thru n.)	\$0	\$4,470,000	\$4,470,000	\$3,720,128	\$749,872
Construction % Federal Aid Participation Ratio for CN	p. Contract					
	q. Other					
	r. Other					
	s. Other					
	t. Other					
	u. Other					
	v. Other					
	w. Agency					
	x. State					
	y. Total Const. Cost Est. (p. thru x.)	\$0	\$0	\$0	\$0	\$0
	Total Project Cost Estimate (g+o+y)	\$2,150,500	\$4,470,000	\$6,620,500	\$5,748,128	\$872,372

The Local Agency further stipulates that pursuant to said Title 23, regulations and policies and procedures, and as a condition to payment of the Federal funds obligated, it accepts and will comply with the applicable provisions.

AGENCY OFFICIAL

By _____
Title Mayor

Washington State Department of Transportation

By _____
Director of Highways and Local Programs
Date Executed _____